IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.53833 of 2007
DWARIKA PRASAD YOGI & ORS
Versus
STATE OF BIHAR
---

3. 14.5.2008. Heard both sides.

Petitioners apprehend their arrest in a case under section 420 besides some other sections of the Penal Code.

It is submitted that the entire case is false and baseless. The real fact is that father of the complainant executed Hibbanama in favour of the petitioners as back as in the year 1999.A civil suit has already been filed by opposite party for cancellation of Hibbanama. Thereafter, this complaint case has also been filed in order to harass the petitioners. It is apparently misuse of process of the court.

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Having regard to the facts and circumstances, in case of arrest or surrender before the court below within four weeks of receipt of this order, petitioners, namely, Dwarika Prasad Yogi, Gopal Gosai (Yogi), Bhoa Yogi @ Bhola Nath Yogi and Awadhesh Pandey are directed to be released on bail on their furnishing bond of Rs.10,000/-(ten

thousand)each with two sureties of the like amount each to the satisfaction of C.J.M., Kaimur at Bhabua in Bhabua P.S. Case No.224 of 2006, subject to the condition as laid down under section 438(2) Cr.P.C.

N.H./

(Ghanshyam Prasad)

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